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OFFICE OF PETITIONS

In re Application of :
Himmel, et al. :
Application No. 09/997,504 : DECISION ON PETITION
Filed: November 11, 2001 :
Attorney Docket No. NREL-99-38 :

This is a decision on the petition to revive under 37 CFR
1.137(b), filed April 18, 2005.

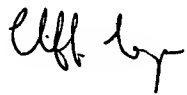
The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action mailed August 19, 2004. Applicants filed an amendment on November 22, 2004, made timely by including a Certificate of Mailing dated November 19, 2004. However, the examiner determined that the amendment did not *prima facie* place the application in condition for allowance. Accordingly, an Advisory Action was mailed on December 10, 2004, informing applicants that the amendment would not be entered. No additional reply with an extension of time having been received, the above-identified application became abandoned on November 20, 2004. The mailing of this decision precedes the mailing of a courtesy Notice of Abandonment.

With the instant petition, petitioner paid the petition fee, made the proper statement of unintentional delay, and filed a proper reply in the form of a Request for Continued Examination (RCE), including the required submission in the form of an amendment.

The application file is being forwarded to Group Art Unit 1652 for consideration of the RCE, filed April 18, 2005.

Telephone inquiries concerning this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in cursive script, appearing to read "Cliff Congo".

Cliff Congo
Petitions Attorney
Office of Petitions